

## MINUTES

### ALCOHOL AND TOBACCO COMMISSION

JANUARY 3, 2006

#### CALL TO ORDER/NOTING OF QUORUM

Chairman Heath called the meeting to order and noted the quorum and the attendance. Present were Vice Chairperson Brizzi, Commissioner Sturtz and Commissioner Guthrie. Also in attendance were Executive Secretary Choe and Superintendent Huskey.

Lisa Goldner of Bose McKinney and Evans, Brad Klopfenstein and Dana LaLiberte of ILBA and John Barnett were present as observers.

#### DISPOSITION OF MINUTES

Vice Chairperson Brizzi moved to approve the minutes submitted for the December 20, 2005 meeting. Motion seconded by Commissioner Sturtz and it was unanimously approved.

#### HEARING JUDGE'S RECOMMENDATIONS

PARTIES AGREED DISPOSITION (PAD) FORMS – Vice Chairperson Brizzi moved to approve the PAD forms submitted for the January 3, 2006 meeting. Motion seconded by Commissioner Sturtz and it was unanimously approved.

#### CONSIDERATION OF APPLICATIONS

I incorporate by reference these lists of permits for renewal, which have been recommended by local boards and reviewed by said staff with the authority of the Commission, and hereby move for approval of same and the inclusion of these lists as part of the minutes by exhibit. Motion seconded by Commissioner Sturtz and it was unanimously approved.

I incorporate by reference these lists of permit applications for a new permit or application for changes in location or ownership or both of existing permits, which have been recommended by local boards and reviewed by at least two Commissioners and hereby move for approval of same and inclusion of these lists as part of the minutes by exhibit. Motion seconded by Commissioner Sturtz and it was unanimously approved.

I incorporate by reference these lists of permit applications for catering and hereby move for approval of same and the inclusion of these lists as part of the minutes by exhibit. Motion seconded by Commissioner Sturtz and it was unanimously approved.

I incorporate by reference these lists of permits to be placed in escrow for not more than one year, which have been reviewed and recommended by a Commissioner as appropriate for first or second year escrow and hereby move for approval of same and the

inclusion of these lists as part of the minutes by exhibit. Motion seconded by Commissioner Sturtz and it was unanimously approved.

One hundred seventy-four (174) renewals approved, forty-two (42) new and/or transfer permits approved, four (4) permits approved for catering and two (2) permits approved for first year escrow.

### **RENEWAL LETTERS AND WAIVER OF FEES**

Vice Chairperson Brizzi moved to approve the renewal letters and the waiver of fees for letters of extension for the preceding weeks. Motion seconded by Commissioner Sturtz and it was unanimously approved.

### **APPLICATIONS FOR DISCUSSION**

DL49-18879 BP PRODUCTS NORTH AMERICA, INC. – Chairman Heath noted this is a type 116 transfer of ownership application with the local board voting four (4) to zero (0) to approve.

Vice Chairperson Brizzi moved to uphold the local board recommendation and approve the transfer. Motion seconded by Commissioner Sturtz and it was unanimously approved.

RR49-21967 ABYSSINIA RESTAURANT, INC. – Chairman Heath noted this is a new type 112 application with the local board voting four (4) to zero (0) to disapprove.

Vice Chairperson Brizzi moved to uphold the local board's recommendation and deny the new permit. Motion seconded by Commissioner Sturtz and it was unanimously approved.

RR65-22095 WINGZ 2 U, LLC, D/B/A HOG WILD – Chairman Heath noted this is a new type 209 application with the local board voting four (4) to zero (0) to disapprove.

Vice Chairperson Brizzi moved to uphold the local board's recommendation and deny the new permit. Motion seconded by Commissioner Sturtz and it was unanimously approved.

### **INACTIVE FILES**

Vice Chairperson Brizzi moved to make fifteen (15) permits inactive. Four (4) permits are subject to auction and eleven (11) permits are not subject to auction. Motion seconded by Commissioner Sturtz and it was unanimously approved.

### **APPEALS FROM LOCAL BOARD RECOMMENDATIONS**

DL82-21959 SCHNUCKS MARKETS, INC. & DL82-21960 SCHNUCKS MARKETS, INC. Chairman Heath stated appeals have been filed for the above-referenced applications.

**OLD BUSINESS**

No Old Business

**NEW BUSINESS**

No New Business

**POLICY DETERMINATIONS**

No Policy Determinations

**UNDER ADVISEMENT**

Nothing Under Advisement

**ANNOUNCEMENTS**

No announcements

**ADJOURNMENT**

Commissioner Sturtz moved to adjourn the meeting. Motion seconded by Commissioner Guthrie and it was unanimously approved.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

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DAVE HEATH, CHAIRMAN

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MELANIE BRIZZI, VICE CHAIRPERSON

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DALE STURTZ, COMMISSIONER

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FRANK GUTHRIE, COMMISSIONER